

## Agricultural Marketing Service, USDA

## §917.115

whenever such action is deemed advisable.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.67 was suspended indefinitely, effective Oct. 28, 2011.

### §917.68 Liability of committee members.

No members of the Control Committee, any commodity committee, or other committee, or any subcommittee, or any employee of the Control Committee shall be held personally responsible, either individually or jointly with others, in any way whatsoever, to any shipper or any other person for errors in judgment, mistakes, or other acts, either of commission or omission, as such member or employee, except for acts of dishonesty.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.68 was suspended indefinitely, effective Oct. 28, 2011.

### §917.69 Separability.

If any provision of this part is declared invalid or the applicability thereof to any person, circumstance, thing, or any particular kind of fruit is held invalid, the validity of the remainder of this part or the applicability thereof to any other person, circumstance, thing, or kind of fruit shall not be affected thereby.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.69 was suspended indefinitely, effective Oct. 28, 2011.

## Subpart—Rules and Regulations

SOURCE: 16 FR 12776, Dec. 20, 1951, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

### DEFINITIONS

#### §917.100 Order.

*Order* means Marketing Order No. 917, as amended (this part 917), regulating the handling of fresh pears grown in the State of California.

[31 FR 7476, May 5, 1966, as amended at 56 FR 46369, Sept. 12, 1991; 76 FR 66605, Oct. 27, 2011]

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.100 was suspended indefinitely, effective Oct. 28, 2011.

#### §917.101 Marketing agreement.

*Marketing agreement* means Marketing Agreement No. 85 as amended.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.101 was suspended indefinitely, effective Oct. 28, 2011.

#### §917.103 Terms.

All other terms used in this subpart shall have the same meaning as when used in the marketing agreement and order.

[18 FR 712, Feb. 4, 1953. Redesignated at 26 FR 12751, Dec. 30, 1961]

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.103 was suspended indefinitely, effective Oct. 28, 2011.

### GENERAL

#### §917.110 Communications.

Unless otherwise prescribed in this subpart, or in the marketing agreement and order, or required by the Control Committee, or a particular commodity committee, all reports, applications, submittals, requests, and communications in connection with the marketing agreement and order shall be addressed as follows:

California Tree Fruit Agreement, P.O. Box 968, Reedley, CA, 93654-0968.

[63 FR 16041, Apr. 1, 1998, as amended at 71 FR 78041, Dec. 28, 2006]

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.110 was suspended indefinitely, effective Oct. 28, 2011.

### ADMINISTRATIVE BODIES

#### §917.115 Nomination of shipper members for the Control Committee.

(a) All shippers who, prior to February 1 of the then current year, have not advised the manager of the Control Committee in writing of their participation in the formation of an elective body shall be notified promptly by the manager after that date, by mail, of the time and place for a meeting of such shippers to elect nominees for shipper membership on the Control Committee.

(b) The chairman of the then existing Control Committee shall schedule a meeting of shippers in the month of February of the then current year, for the purpose of making nominations to